



The relief described hereinbelow is SO ORDERED.

Signed February 22, 2023.

A handwritten signature in black ink, appearing to read "H. Mott".

H. CHRISTOPHER MOTT
UNITED STATES BANKRUPTCY JUDGE

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF TEXAS
EL PASO DIVISION

IN RE: §
A&R CHAVIRA, LLC, § CASE NO. 23-30067-hcm
§
DEBTOR. § CHAPTER 11

AGREED ORDER LIFTING AUTOMATIC STAY REGARDING MOTOR VEHICLE INVENTORY

Before me came to be heard NextGear Capital, Inc.'s Motion for Relief From Automatic Stay Regarding Motor Vehicle Inventory (the "Motion") filed by NextGear Capital, Inc. ("NextGear") seeking an Order pursuant to 11 U.S.C. § 362(d)(1) and/or § 362(d)(2) lifting the automatic stay in the above-captioned Chapter 11 proceeding of the Debtor, A&R Chavira, LLC ("Debtor"), with respect to the below listed vehicles (collectively, the "Vehicles"):

Stk#	Vehicle Description	VIN
272	2010 Audi S4	WAUBGAFL3AA027326
274	2016 Ford F150	1FTEX1CP2GKE56144
275	2015 Cadillac Escalade	1GYS3BKJ7FR229663
278	2021 Toyota Prius	JTDKAMFU9M3148515

279	2017 Ram 1500	1C6RR7NM9HS881600
283	2017 Volkswagen Tiguan	WVGAV7AX5HK049135
290	2016 Yamaha YXZ1	5Y4AN03Y5GA103529
292	2018 Subaru WRX	JF1VA1C60J9817948
295	2017 Hyundai Accent	KMHCT4AE9HU300495
296	2015 Chrysler 200	1C3CCCAB3FN617303
297	2014 Ram 1500	1C6RR7LT8ES407515
298	2012 Chrysler 300	2C3CCADT7CH253335
299	2021 Volkswagen Golf	3VWG57AU6MM011790
300	2019 Dodge Grand Caravan	2C4RDGCG6KR585480
301	2015 Jeep Compass	1C4NJCBB6FD431463
303	2017 Honda Civic	2HGFC2F76HH529754
305	2012 Audi A4	WAUBFAFL7CN015940
306	2017 Mazda Mazda6	JM1GL1W56H1120700
307	2016 Ford Fusion	3FA6P0HD4GR115889
308	2014 Nissan Pathfinder	5N1AR2MN4EC727302
309	2012 Land Rover Range Rover	SALSF2D42CA753309
310	2014 Audi A7	WAU2GAFC8EN095605
312	2011 Audi Q7	WA1LGAFE2BD002789


After reviewing the Motion, noting NextGear and Debtor are in agreement with the relief sought herein pursuant to the signature of their respective counsel below, and the evidence presented, the Court is of the opinion that the Motion should be **GRANTED**.

IT IS THEREFORE, ORDERED, ADJUDGED, AND DECREED that the automatic stay shall be lifted in this bankruptcy to allow NextGear to proceed under applicable non-bankruptcy law to enforce its rights and remedies to take possession of, foreclose upon, and sell or otherwise dispose of the Vehicles, and to apply the proceeds to the obligations owing to NextGear, net of expenses allowed under the various agreements executed between the Debtor and NextGear or applicable law;

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the provisions of Federal Rule of Bankruptcy Procedure 4001(a)(3) are waived and the Order shall be in full force and effect upon the signature of the Court.

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AGREED IN FORM AND SUBSTANCE:

<p>Padfield & Stout, LLP 420 Throckmorton Street, Suite 1210 Fort Worth, Texas 76102 Phone: 817-338-1616 Fax: 817-338-1610</p> <p><u>/s/ Christopher V. Arisco</u> Christopher V. Arisco State Bar I.D. # 24064830 carisco@padfieldstout.com</p> <p><i>Attorney for NextGear Capital, Inc.</i></p>	<p>Miranda & Maldonado, P.C. 5915 Silver Springs, Building 7 El Paso, Texas 79912 Phone: 915-587-5000 Fax: 915-587-5001</p>  <hr/> <p>Carlos A. Miranda State Bar I.D. # cmiranda@eptxlawyers.com</p> <p><i>Counsel for Debtor</i></p>
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In re:
A&R Chavira, LLC
Debtor

Case No. 23-30067-hcm
Chapter 11

CERTIFICATE OF NOTICE

District/off: 0542-3
Date Rcvd: Feb 22, 2023

User: admin
Form ID: pdfintp

Page 1 of 1
Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Feb 24, 2023:

Recip ID	Recipient Name and Address
db	+ A&R Chavira, LLC, 6900 Gateway Blvd. East, El Paso, TX 79915-1105

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Feb 24, 2023

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on February 22, 2023 at the address(es) listed below:

Name	Email Address
Carlos A. Miranda	on behalf of Debtor A&R Chavira LLC cmiranda@eptxlawyers.com, wendy@eptxlawyers.com
Christopher V. Arisco	on behalf of Creditor NextGear Capital Inc. carisco@padfieldstout.com, carisco@livepad.com
Don Stecker	on behalf of Creditor City Of El Paso don.stecker@lgbs.com
James Randolph Liebler, II	on behalf of Creditor Westlake Flooring Company LLC jrlrii@lgplaw.com mkv@lgplaw.com
United States Trustee - EP12	USTPRegion07.SN.ECF@usdoj.gov

TOTAL: 5